

PATENT  
Attorney Docket No. TAV-2044/030631

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Lippard et al.	:	
	:	
Group Art Unit: 1742	:	COBALT-NICKEL-CHROMIUM-
	:	MOLYBDENUM ALLOYS WITH
Examiner: Alexander, Michael P.	:	REDUCED LEVEL OF TITANIUM
	:	NITRIDE INCLUSIONS
	:	
Serial No. 10/656,918	:	
	:	
Filing Date: 05 September 2003	:	

PETITION UNDER 37 C.F.R. § 1.59(b) TO  
EXPUNGE INFORMATION SUBMITTED UNDER MPEP § 724.02 /

Pittsburgh, Pennsylvania 15222  
November 18, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Petition is submitted in connection with an Information Disclosure Statement (IDS) filed on even date herewith under the provisions of MPEP § 724.02 in the above-referenced application ("the Present Application"). The foregoing information is being submitted in a sealed envelope marked "PROPRIETARY MATERIAL – NOT OPEN TO PUBLIC. TO BE OPENED ONLY BY EXAMINER OR OTHER AUTHORIZED PATENT AND TRADEMARK OFFICE EMPLOYEE." The foregoing information is trade secret information which has not been made available to the public.

Applicants respectfully request that if the Examiner finds that the information

is not important in deciding on patentability, then the instant Petition be granted and the foregoing proprietary information be expunged from the file of the present Application and returned to the undersigned in accordance with 37 C.F.R. § 1.59(b) and MPEP § 724.05(I).

Pursuant to 37 C.F.R. 1.59, the required fee set forth in 37 C.F.R. § 1.17(g) is enclosed herewith.

Should the Examiner have any questions, he is respectfully invited to contact the undersigned at the telephone number below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Mark R. Leslie', written over a horizontal line.

Mark R. Leslie  
Registration No. 36,360

Kirkpatrick & Lockhart Nicholson Graham LLP  
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DAC.  
JFW

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	:	
Filing Date: 05 September 2003	:	

CONFIDENTIAL INFORMATION DISCLOSURE STATEMENT  
SUBMITTED UNDER MPEP § 724.02

Pittsburgh, Pennsylvania 15222  
November 18, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby submit an Information Disclosure Statement comprising trade secret and proprietary information under the provisions of the Manual of Patent Examining Procedure (MPEP) § 724.02, and submit the information in the attached sealed envelope marked "PROPRIETARY MATERIAL - NOT OPEN TO PUBLIC. TO BE OPENED ONLY BY EXAMINER OR OTHER AUTHORIZED U.S. PATENT AND TRADEMARK OFFICE EMPLOYEE."

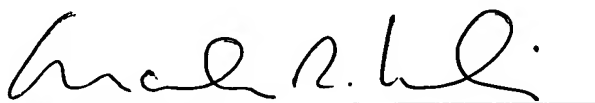
Applicants also submit herewith a Petition Under 37 C.F.R. §1.59(b) To Expunge Information Submitted Under MPEP § 724.02, together with the petition fee in accordance with 37 C.F.R. §1.17(g).

Applicants note that although the information submitted herewith may be

relevant to the examination of the present application, under 37 C.F.R. § 1.97(h), the filing of this *Information Disclosure Statement* " shall not be construed to be an admission that the information is, or is considered to be, material to patentability as defined in § 1.56(b)."

Should the Examiner have any questions, he is respectfully invited to telephone the undersigned at the number listed below.

Respectfully submitted,

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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	10/656,918
				Filing Date	September 5, 2003
				First Named Inventor	Lippard et al.
				Art Unit	1742
				Examiner Name	Alexander, Michael P.
Sheet	2	of	2	Attorney Docket Number	TAV-2044/030631

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>2</sup>
		Declaration of Robert J. Myers, dated November 7, 2005	
		Declaration Exhibit 1 – Purchase Order 18479 dated May 2, 1994	
		Declaration Exhibit 2 – Receiving Inspection Report dated March 20, 1995	
		Declaration Exhibit 3 – Certificate of Tests dated March 13, 1995	
		Declaration Exhibit 4 – Invoice Record of Invoice 53776 dated August 14, 1995	
		Declaration Exhibit 5 – Purchase Order 100410 dated December 11, 2002	
		Declaration Exhibit 6 – Certificate of Tests dated December 10, 2002	
		Declaration Exhibit 7 – Correspondence dated August 13, 1998	
		Declaration Exhibit 8 – Laboratory Report dated July 16, 2003	

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Alexandria, VA 22313-1450.